

Re: Urgent Follow-up to Call

From: "StMarseille, Richard" <"/o=collaboration/ou=exchange administrative group (fydibohf23spdl)/cn=recipients/cn=richard.stmarseille">
To: "Lorenz, Christian" <christian.lorenz@cbsa-asfc.gc.ca>
Cc: "O'Neill, Erin" <erin.o'Neill@cbsa-asfc.gc.ca>, "Tower, Andrew" <andrew.tower@cbsa-asfc.gc.ca>
Date: Thu, 10 Feb 2022 03:21:50 +0000

im working on other stuff tonight and up for a while yet. if you need more from me tonight, no prob
do you have a bf for any of this?

On Feb 9, 2022, at 10:11 PM, Lorenz, Christian <Christian.Lorenz@cbsa-asfc.gc.ca> wrote:

Yeah, we're thinking the same thing. Thanks.

Chris Lorenz

Director General, Enforcement
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christian.lorenz@cbsa-asfc.gc.ca / Telephone: 902-499-0836 (*Temporary)

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All recipients may respond in their official language of choice / Tous les destinataires peuvent répondre dans la langue officielle de leur choix

From: StMarseille, Richard <Richard.StMarseille@cbsa-asfc.gc.ca>
Sent: February 9, 2022 11:08 PM
To: Lorenz, Christian <Christian.Lorenz@cbsa-asfc.gc.ca>
Cc: O'Neill, Erin <Erin.O'Neill@cbsa-asfc.gc.ca>; Tower, Andrew <Andrew.Tower@cbsa-asfc.gc.ca>
Subject: Re: Urgent Follow-up to Call

ok thx

im also not really sure about the municipal bylaw reference below

municipal bylaws (and provincial laws for that matter) are irrelevant for inadmissibility generally
(need act of parliament/ indictable offences for criminal inadmissibility)

can be an indicator / contextual for us i suppose but doesnt really apply for the inadmissibility itself think

On Feb 9, 2022, at 10:02 PM, Lorenz, Christian <Christian.Lorenz@cbsa-asfc.gc.ca> wrote:

Thanks – this is the first I get involved with it. Will share whatever I get.

CL

Chris Lorenz

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From: StMarseille, Richard <Richard.StMarseille@cbsa-asfc.gc.ca>
Sent: February 9, 2022 10:53 PM
To: Lorenz, Christian <Christian.Lorenz@cbsa-asfc.gc.ca>; O'Neill, Erin <Erin.O'Neill@cbsa-asfc.gc.ca>; Tower, Andrew <Andrew.Tower@cbsa-asfc.gc.ca>
Subject: Fwd: Urgent Follow-up to Call

Thanks Chris

I hadn't seen this before.

Please loop me into the conversation with IRC.

I am not sure what the thinking is, but my thoughts are generally:

- charges in canada cannot be used to render someone criminally inadmissible - need a conviction
- negative discretion cannot be used : because they are in canada (if we know of any organizers not yet in canada then this could be used for them)

-membership: 34 - may be able to use that against some of them (ie subversion) given the mou about forcing pm to resign and take over power etc

- membership 37 (organized criminality): there seems to be an argument that at least a core are part of an organization that is part of / planning criminal activity (though would need to make sure what they are committing is indictable - i havent looked up specific offences)

- besides that, if ircc bites, might be able to find them inadmissible on health grounds: being a danger to public health. this is a stretch probably, but theyre advocating against public health rules / not masking / causing disruption. maybe theres an inadmissibility argument here too.

just some brainstorm thoughts...

Begin forwarded message:

From: "Lorenz, Christian" <Christian.Lorenz@cbsa-asfc.gc.ca>
Date: February 9, 2022 at 9:33:59 PM EST
To: "StMarseille, Richard" <Richard.StMarseille@cbsa-asfc.gc.ca>
Cc: "O'Neill, Erin" <Erin.O'Neill@cbsa-asfc.gc.ca>
Subject: FW: Urgent Follow-up to Call

Hi Richard – sorry to bug you with this in real-time, but I wanted to make sure you were looped in. Plse let me know of any thoughts on what we might do with the attached and below. I am linked up with Dan and Brett already. Thanks.

CL

Chris Lorenz

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From: Harris, Scott <Scott.Harris@cbsa-asfc.gc.ca>
Sent: February 9, 2022 10:21 PM

To: Lorenz, Christian <Christian.Lorenz@cbsa-asfc.gc.ca>
Cc: Vinette, Denis R. <Denis.Vinette@cbsa-asfc.gc.ca>; Millar, Scott <Scott.Millar@cbsa-asfc.gc.ca>; Gallivan, Ted <Ted.Gallivan@cbsa-asfc.gc.ca>; Ossowski, John <John.Ossowski@cbsa-asfc.gc.ca>; Johnston, Jag <Jag.Johnston@cbsa-asfc.gc.ca>; Clairoux, Lara <Lara.Clairoux@cbsa-asfc.gc.ca>
Subject: Urgent Follow-up to Call

Hi Chris: Further to our discussion, please find below some questions that I have been asked by IRCC, who was asked in term by Rob Stewart following meetings on the protests today. The goal is to prepare a list of potential consequences to communicate as early as tomorrow to those involved in protests – some of which we have already seen from our colleagues at TC. Following some discussions s.38

s.38

s.38

s.38

The specific questions were as below:

- 1) Same general premise but if you are CHARGED (not convicted) for offences related to the blockades s.38
s.38 for south to north movement of US charged?
- 2) How would we do this in a way that border agents could see that charges have been laid? Is this through CPIC? Would it capture municipal bylaw convictions?

I understand that the US is very worried about the trade impact as a results of the blockades near the bridges and the POTUS may be calling the Prime Minister to discuss the situation and potential support.

Attached is the draft list of consequences, which I believe TC is holding pen on.

Can you please work with colleagues as necessary to provide some guidance on the above to discuss with IRCC and ensure we provide consistent advice? Looking for a very short turnaround on this

Thanks

Scott Harris

Vice-President | Vice-président

Intelligence and Enforcement Branch | Direction générale du renseignement et de l'exécution de la loi

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